IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1020 OF 2006

Ajay L. Joshi. .. Petitioner .

vs.

The Municipal Corporation

of Greater Bombay. .. Respondents.

Mr. J.S. Kini i/by Kinjal Haria

for petitione s.

Mr. Vinod Mahadik for respondents.

CORAM : S.U. KAMDAR, J.

DATE : 17th April, 2006.

P.C.:

. The present petition is filed challenging the order passed under Section 55 of the MRTP Act, 1966 dated 27.6.2003 declaring the structure as unauthorised and consequently demolition thereof. The petitioner is not able to show any document to indicate that the structure is constructed pursuant to sanctioned plan by the Corporation. There is neither sanctioned plan nor any document indicating that it was in existence prior to the datum line of 1.4.1962. In view thereof, there is no substance in

the petition. Petition is accordingly fails and is dismissed. No order as to costs.